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IN THE

Supreme Court of the United States

OCTOBER TERM, 1963

No. [redacted] 110

WILLIAM MALLOY

Petitioner,

—versus—

PATRICK J. HOGAN
Sheriff of Hartford County,

Respondent.

JOHN D. LABELLE
State's Attorney
for Hartford County
Hartford, Connecticut

GEORGE D. STOUGHTON
Assistant State's Attorney

HARRY W. HULTGREN, JR.
Assistant State's Attorney

IN THE

Supreme Court of the United States

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WILLIAM MALLOY
Petitioner,

v.

PATRICK J. HOGAN
Sheriff of Hartford County,
Respondent.

No. .....

It has been previously decided the Fifth Amendment of the U. S. Constitution applies to federal cases and not state cases.

Twining v. New Jersey, (1908), 211 U.S. 78.

Any case involving self-incrimination necessarily are *ad hoc* decisions. The limits have been fairly defined.

United States v. Romero (2nd Cir. 1957), 249 F. 2d 371.
Brown v. Walker (1895), 161 U.S. 597.
Kuna v. United States (1960), 364 U.S. 507, 513.
8 *Wigmore, Evidence* (McNaughton Rev. 1961) Sec. 2779, p. 481.

A state has a wide reach in applying privilege against self-incrimination.

Cohen v. Hurley (1961), 366 U.S. 117.

The questions involved in this case are not self-incriminatory and assumption of counsel for petitioner is gratuitous.

It is submitted there is no denial of due process and no conflict with the federal decisions. It is urged the petition be denied.

Respondent

By Harry W. Hultgren, Jr.
Assistant State's Attorney

This is to certify a copy of the above was delivered to counsel for petitioner, Harold Strauch, 234 Pearl Street, Hartford 3, Connecticut on May 16, 1963.

Signed Harry W. Hultgren, Jr.
Assistant State's Attorney